

Form and Correctness Approved:

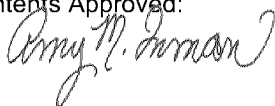
BAP

Pursuant to Section 72 of the City Charter, I hereby certify that the money required for this item is in the city treasury to the credit of the fund from which it is drawn and not appropriated for any other purpose

By: 

Office of the City Attorney

Contents Approved:



By: _____

Transit



Shenette Felton, Director of Finance

NORFOLK, VIRGINIA

Ordinance No. 48680

AN ORDINANCE ACCEPTING THE CONVEYANCE OF A TEMPORARY CONSTRUCTION EASEMENT FROM NDS, LLC OVER THE PROPERTY LOCATED AT 7428 TIDEWATER DRIVE; AUTHORIZING THE CITY MANAGER TO ACCEPT THE EASEMENT ON BEHALF OF THE CITY; AND AUTHORIZING THE EXPENDITURE OF THE SUM OF \$4,000.00 FROM FUNDS HERETOFORE APPROPRIATED TO THE GRANTEE AS PAYMENT FOR THE EASEMENT.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the conveyance of a temporary construction easement ("Easement"), as described on Exhibit A attached hereto, by NDS, LLC ("NDS") to the City of Norfolk ("City") over NDS's property located at 7428 Tidewater Drive, is hereby accepted and approved.

Section 2:- That the City Manager is authorized to accept a Deed of Easement in form approved by the City Attorney, and to do all things necessary and proper to effect the conveyance of the Easement to the City.

Section 3:- That the expenditure of the sum of up to \$4,000.00 from funds heretofore appropriated to NDS in exchange for the easement is hereby authorized and approved.

Section 4:- That this ordinance shall be in effect from and after its adoption.

Attachments:

Exhibit A - Legal Description (1 page)

Certificate of Funding:

Account: 4000-45-4258-5303 Amount: \$4,000.00

Adopted by Council February 22, 2022
Effective February 22, 2022

TRUE COPY

TESTE:

RICHARD ALLAN BULL

BY:

CHIEF DEPUTY CITY CLERK

**Temporary Construction Easement
7428 Tidewater Dr**

An irregular-shaped lot, piece or parcel of land situate, lying and being a portion of Lot 5, as shown on plat entitled “Miller Heights, Plat Showing Subdivision of Lots 3, 4, 5 Block 1 and Portion of Lots 5, 6, 13 & 14 Block 2, Property of J.D. Guy for W.B., F.W. & Rowena Miller, Norfolk Co., VA.”, dated August 29, 1939, and duly recorded in the Clerk’s Office of the Circuit Court of the City of Chesapeake, VA (formerly Norfolk County) at MB 23, PG 43, and being further described as follows: From a point the southern line of Lot 5 as shown on aforesaid plat, said point being where the northern right-of-way of Easy Street on aforesaid plat intersects with the new right-of-way of Tidewater Drive as described in Deed Book 1432, Page 422 duly recorded in the Clerk’s Office of the Circuit Court of the City of Norfolk, VA; thence along said new right-of-way of Tidewater Drive 7 feet to the Point and Place of Beginning; thence cornering and into Lot 5 a distance of 8.5 feet along a line parallel to the northern right-of-way of Easy Street to a point; thence cornering and running northwardly on a line perpendicular to the northern right-of-way of Easy Street a distance of 70 feet to a point; thence cornering and running westwardly on a line parallel to the northern right-of-way of Easy Street a distance of 8.5 feet to a point in the new right-of-way of Tidewater Drive as described in aforementioned deed; thence southwardly along said new right-of-way of Tidewater Drive to the point and place of beginning.

The above-described parcel contains 595 Sq. Ft. of land, more or less.

January 05, 2022

Attachment: Exhibit A to Ordinance Legal (Ordinance No. 48680 : Temporary Construction Easement at 7428 Tidewater Drive)